



Atty. Dkt. No. 053466-0412

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: **Masayuki TSUCHIYA *et al.***  
Title: **SUGAR-CHAIN-ALTERED ANTI-HM1.24 ANTIBODY**  
Appl. No.: **10/567,856**  
International Filing Date: **8/11/2004**  
371(c) Date: **2/10/06**  
Examiner: **Chun Wu DAHLE**  
Art Unit: **1644**  
Confirmation No.: **5614**

**ELECTION OF SPECIES**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

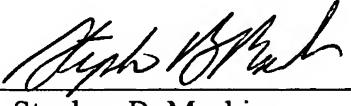
In response to the Office Action dated May 16, 2008, Applicants hereby elect Species (B) "does not contain  $\alpha$ -1,6 core fucose," for prosecution on the merits, to which the claims shall be restricted if no generic claim is finally held to be allowable. Upon allowance of a generic claim, Applicants respectfully request consideration of claims to additional species which depend from or otherwise require all the limitations of an allowable generic claim. Applicants reserve the right to file a divisional application covering the subject matter of the non-elected species and claims.

Applicants have enclosed with this response a Petition for Extension of Time to make this response timely. Receipt of the initial Office Action on the merits is awaited. The Examiner is invited to telephone the undersigned if it is believed that such contact would expedite prosecution.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check or credit card payment form being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicants hereby petition for such extension under 37 C.F.R. §1.136 and authorize payment of any such extensions fees to Deposit Account No. 19-0741.

Respectfully submitted,

Date Aug. 13, 2008  
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By   
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